

FILED  
CLERK U.S. DISTRICT COURT  
JUN 15 2010  
CENTRAL DISTRICT OF CALIFORNIA  
BY DEPUTY

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA  
WESTERN DIVISION

10 RODERICK DWAYNE GREENE, } No. CV 08-3249 AG (FFM)  
11 Petitioner, } ORDER ADOPTING FINDINGS,  
12 v. } CONCLUSIONS AND  
13 KATHLEEN PROSPER, WARDEN, } RECOMMENDATIONS OF  
14 Respondent. } UNITED STATES MAGISTRATE JUDGE

16 Pursuant to 28 U.S.C. § 636, the Court has reviewed the Petition, all the records  
17 and files herein, and the Report and Recommendation of the United States Magistrate  
18 Judge. The Court concurs with and adopts the findings, conclusions and  
19 recommendations of the Magistrate Judge.

IT THEREFORE IS ORDERED that Grounds Two, Three, and Five are dismissed without prejudice for failure to exhaust.

23 | DATED: JUNE 15, 2010

ANDREW GUILFORD  
United States District Judge